

APPLICATION NO.

10/605,204

United States Patent and Trademark Office

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ATTORNEY DOCKET NO. CONFIRMATION NO.
FIS920020007 2203

32074 7590 03/12/2004
INTERNATIONAL BUSINESS MACHINES CORPORATION

FIRST NAMED INVENTOR

H. Bernhard Pogge

DEPT. 18G
BLDG. 300-482
2070 ROUTE 52
HOPEWELL JUNCTION, NY 12533

FILING DATE

09/15/2003

EXAMINER

GREENE, PERSHELLE L

ART UNIT PAPER NUMBER

2826

DATE MAILED: 03/12/2004

Please find below and/or attached an Office communication concerning this application or proceeding.

## Office Action Summary The MAILING DATE of this communication appears on the cover sheet with the correspondence address → Period for Reply A SHORTENED STATUTORY PERIOD FOR REPLY IS SET TO EXPIRE 1 MONTH(S) FROM THE MAILING DATE OF THIS COMMUNICATION. Extensions of time may be available under the provisions of 37 CPR 1.135(a). In no event, however, may a reply be limely filled and ref SN (8) MONTHS from the mailing date of this communication. If the period for reply specified above is less than thirty (50) days, a reply within the statutory primaries of thing (30) days will be considered timely. If the period for reply specified above is less than thirty (50) days, a reply within the statutory primaries of thing (30) days will be considered timely. If the period for reply specified above is less than thirty (50) days, a reply within the action to become 8ABANDED (30 U.S. of 133). Any reply received by the Office later than three months after the mailing date of this communication. Plant is a calculated than the mailing date of this communication, even If timely filled, may reduce any caused deplication than adjustment. See 37 CPR 1.704(b). Status		Application No.	Applicant(s)	
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application from the International Bureau (PCT Rule 17.2(a)). * See the attached detailed Office action for a list of the certified copies not received.				
Attachment(s)	Attachment(s)			
1) Notice of References Cited (PTO-892) 2) Notice of Draftsperson's Patent Drawing Review (PTO-948) 3) Information Disclosure Statement(s) (PTO-1449 or PTO/SB/08) Paper No(s)/Mail Date 4) Interview Summary (PTO-413) Paper No(s)/Mail Date 5) Notice of Informal Patent Application (PTO-152) 6) Other:	1) Notice of References Cited (PTO-892) 2) Notice of Draftsperson's Patent Drawing Review (PTO-948) 3) Information Disclosure Statement(s) (PTO-1449 or PTO/SB/08)	Paper No(s)/Mail Da 5) Notice of Informal Pa	te	

Application/Control Number: 10/605,204 Page 2

Art Unit: 2826

Serial Number: 10/605204

Attorney's Docket #: FIS920020007

Filing Date: 9/15/2003

Applicant: Pogge et al. Examiner: Pershelle Greene

DETAILED ACTION

Election/Restrictions

1. Restriction to one of the following inventions is required under 35 U.S.C. 121:

I. Claims 1-20, drawn to a method for fabricating an integrated structure, classified in class 438, subclass 15+.

II. Claims 21-26, drawn to an integrated structure, classified in class 257, subclass778.

The inventions are distinct, each from the other because of the following reasons:

2. Inventions I and II are related as process of making and product made. The inventions are distinct if either or both of the following can be shown: (1) that the process as claimed can be used to make other and materially different product or (2) that the product as claimed can be made by another and materially different process (MPEP § 806.05(f)). In the instant case instead of attaching the support structure before the ablating step, you could attach the support structure after the ablating step.

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Application/Control Number: 10/605,204

Art Unit: 2826

Conclusion

Page 3

Any inquiry concerning this communication or earlier communications from the

examiner should be directed to Pershelle Greene whose telephone number is 703-305-3870. The

examiner can normally be reached on M-F 8:30am - 5:00pm.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's

supervisor, Nathan Flynn can be reached on 703-308-6601. The fax phone number for the

organization where this application or proceeding is assigned is 703-872-9306.

Information regarding the status of an application may be obtained from the Patent

Application Information Retrieval (PAIR) system. Status information for published applications

may be obtained from either Private PAIR or Public PAIR. Status information for unpublished

applications is available through Private PAIR only. For more information about the PAIR

system, see http://pair-direct.uspto.gov. Should you have questions on access to the Private PAIR

system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free).

PLG 3/3/04

NATHAN J. FLYNN

SUPERVISORY PATENT EXAMINER

rechnology center 2800